

RESOLUTION NO. R5-2008-_____

**ATTACHMENT A
CONDITIONS OF DISCHARGE FOR
WAIVER OF REPORTS OF WASTE DISCHARGE AND
WASTE DISCHARGE REQUIREMENTS
FOR SPECIFIC TYPES OF DISCHARGE**

Each person who discharges a waste type identified herein that is of very low complexity and very low threat to water quality and who meets the conditions specified herein for that type of discharge need not obtain waste discharge requirements and may commence discharge forthwith of that waste type, provided:

1. The Discharger first submits, if requested by the Executive Officer or if specified below for the discharge type or situation, a filing fee and Report of Waste Discharge (RWDs) that documents that the discharge will comply with the conditions of waiver, and obtains written approval of waiver from the Executive Officer.
2. For discharge types covered by Statewide General Order No. 2003-0003-DWQ for low threat discharges to land, the Discharger must provide information that demonstrates that the discharge is of such low-threat/duration that waiver of WDRs and RWDs is appropriate. Specifically: (a) evaporative cooling water discharges; (b) drilling muds/boring waste discharges; (c) inert solid waste disposal; (d) test pumping of fresh water wells; (e) swimming pool discharges; (f) construction dewatering discharges; and (g) hydrostatic testing.
3. The Discharger complies with the conditions in this document specific to the type of discharge and with the following general provisions:
 - a. The discharge shall neither create nor threaten to create a condition of nuisance, as defined by CWC Section 13050.
 - b. The discharge shall neither degrade the quality of waters of the State nor create or threaten to create a condition of pollution or contamination as defined by CWC Section 13050.
 - c. The discharge shall not contain waste constituents in hazardous concentrations, as defined by Title 22, California Code of Regulations (CCR), Division 4.5, Article 11.
 - d. The discharge of any waste not specifically regulated by this waiver is prohibited unless the discharger obtains waste discharge requirements or other permission from the Regional Water Board for that waste.
 - e. The discharger shall allow Regional Water Board staff reasonable access onto the affected property for the purpose of performing inspections to determine compliance with waiver conditions.
 - f. The discharger shall submit technical and monitoring reports as specified by the Executive Officer and consistent with CWC Section 13267.
 - g. Discharge of waste to wetlands, surface waters, drainage courses, or biologically sensitive areas is prohibited.
 - h. The discharger shall comply with all federal, state, county, and local laws and regulations pertaining to the discharge.
 - i. It shall not be a defense for a discharger in an enforcement action that it would have been necessary to halt or reduce its activity in order to maintain compliance with conditions of waiver.

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- j. This waiver expires on [4 December 2013](#). A discharger of waste subject to a RWD shall submit a new RWD and filing fee before then for consideration of renewal of the waiver, or cease discharge.

Type of Waste Discharge	RWD and Filing Fee Required ¹	Conditions
1. Air conditioner, cooling and elevated temperature waters discharged to land	Contact Cooling Water- Yes	<ul style="list-style-type: none"> Waste constituent concentrations comparable to underlying groundwater (e.g., EC less than 500 umhos/cm over source water). Biochemical oxygen demand (BOD) must be consistently less than 30 mg/L without treatment and, if impounded, must be less than 10 lb/acre/day. If additives are used, provide the appropriate MSDS and include an analysis for metals in the RWD, especially if metal-containing algacides are used.
	Non-Contact Cooling Water- Yes	<ul style="list-style-type: none"> Waste constituent concentrations comparable to underlying groundwater (e.g., EC less than 500 umhos/cm over source water). If additives are used, provide the appropriate MSDS and include an analysis for metals in the RWD, especially if metal-containing algacides are used.
	Non-Contact Cooling Water- No ²	<ul style="list-style-type: none"> Waste constituent concentrations comparable to underlying groundwater (e.g., EC less than 500 umhos/cm over source water). Discharge is of good quality (e.g., no additives, including metal-containing algacides). One time or limited seasonal discharge.

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Type of Waste Discharge	RWD and Filing Fee Required ¹	Conditions
2. Drilling muds/Boring wastes ³	No ²	<ul style="list-style-type: none"> • Drilling operations in uncontaminated soils • Drilling mud must be considered non-hazardous and contain no halogenated solvents. • Buried drilling muds must first be dried and the site restored to pre-sump conditions and covered with at least one foot of clean soil. • Sump must be greater than 100 feet from nearest surface water and bottom of the sump must be at least 5 feet above highest groundwater.
3. Disposal of dredge material to land	Yes	<ul style="list-style-type: none"> • If the dredged material may contain constituents that are potentially hazardous or at concentrations that could impair beneficial uses of receiving water, the discharger must provide a chemical analysis of the fine (silt and clay) portion of the substrate material and a written waste management plan (WMP) describing BMPs which will be employed to prevent excess erosion and prevent runoff from the emplaced sediments. • Excludes disposal of dredge material from mining operations.
4. Inert solid waste disposal ³	No ²	<ul style="list-style-type: none"> • Short-term or one time disposal of no more than a few months. • Wastes must be insoluble, without decomposable solids, and contain no "free liquids". • The site must be well constructed, managed to restrict access, and outside of natural or man made drainage courses. • Excludes tires, semi-solid wastes, dewatered sludge, liquid wastes, ash, fresh concrete solids, and any waste deemed by the Executive Officer to have the potential to degrade groundwater, even if classified as inert by Title 27.

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Type of Waste Discharge	RWD and Filing Fee Required ¹	Conditions
5. Test pumping of fresh water wells ³	No ²	<ul style="list-style-type: none"> One time discharge from testing or development of individual domestic or irrigation supply well or periodic discharge of purge water from a monitoring well as part of compliance monitoring program. Discharge limited to on-site property, unless there is a signed use agreement. Discharge shall not be conducted in a manner such as to cause nuisance conditions or threaten surface waters. Excludes discharge from wells associated with a cleanup or remediation project unless conducted under an approved cleanup or remediation management plan.
6. Swimming pool discharges ³	No ²	<ul style="list-style-type: none"> Infrequent (e.g., once every three years) Single pool
7. Construction – dewatering discharges ³	No ²	<ul style="list-style-type: none"> Limited volume and duration of no more than a few weeks. The impoundment or use area must pose low risk of nuisance and the water must infiltrate/evaporate within 72 hours.
8. Hydrostatic testing ³	Yes	<ul style="list-style-type: none"> Limited volume and duration of no more than a few weeks. Provide data to demonstrate that all residual pollutants have been removed or are below water quality objectives. The impoundment or use area must pose low risk of nuisance and the water must infiltrate/evaporate within 72 hours.
	No ²	<ul style="list-style-type: none"> Testing on lines or tanks used for potable water only.

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9. Agricultural commodity wastes	Recurring Discharge- Yes One-time Discharge- No²	<ul style="list-style-type: none"> • An “agricultural commodity waste” is an unprocessed product excepting livestock, poultry, and fish that becomes a waste as a result of culling, spoilage, or contamination. • BMPs are employed to preclude the potential for nuisance conditions. • Wastes must not be discharged in close proximity to buildings occupied by people. • Excludes discharge of processed food or processed food residuals (e.g., whey), dead animals, or animal byproducts.
10. Disposal of residual waste to land as a soil amendment (previously - Industrial wastes utilized for soil amendments)	No²	<ul style="list-style-type: none"> • The discharge is enrolled under an approved County Program.
11. Water reclamation for construction projects and road dust control	Yes	<ul style="list-style-type: none"> • Reclaimed water must be treated to CCR Title 22 standards by permitted recycled water producer. • User must certify that the discharge will conform with Title 22 restrictions and Department of Public Health Guidelines and that the use has been approved by local and State health departments.
12. Projects Requiring Water Quality Certification issued by the Regional Water Board		<ul style="list-style-type: none"> • Not renewed

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13. Small, Short-Term Sand and Gravel Operations	Yes	<ul style="list-style-type: none">• BMPs are employed to prevent excessive erosion or runoff conditions.• Impoundment or use area must pose low risk of nuisance.• All wash waters are confined to land.• Excludes sand and gravel operations in stream channels or drainage courses that have the potential to discharge to surface waters.

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- 1 Does not preclude the Executive Officer from requesting a RWD for a specific project as necessary to perform an evaluation of the discharge.
 - 2 Applicant should contact staff regarding applicability of the discharge meeting the conditions of the waiver without need for a RWD.
 - 3 Covered by Statewide General Order No. 2003-0003-DWQ for low threat discharges to land. For those categories that are covered by both, the waiver should only apply to those discharges that represent the very lowest threat to water quality.

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